

PART 133—TRADEMARKS, TRADE NAMES, AND COPYRIGHTS

1. The general authority citation for part 133 would continue to read as follows:

Authority: 17 U.S.C. 101, 601, 602, 603; 19 U.S.C. 66, 1624; 31 U.S.C. 9701.

2. It is proposed to amend § 133.22 by revising the section heading; adding a new paragraph (b); redesignating current paragraphs (b) and (c) as paragraphs (c) and (d); and revising the heading of new paragraph (c). The addition and revision to read as follows:

§ 133.22 Procedure on detention of articles subject to restriction.

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(b) *Notice of detention and disclosure of information.* When merchandise is detained, in order to obtain assistance in determining whether the item bears an infringing mark, Customs officers shall disclose to the owner of the trademark that merchandise has been detained and provide the following information regarding the detained merchandise, if available, within thirty days, excluding weekends and holidays, of the date of detention:

- (1) a sample of the item bearing a suspected mark;
- (2) the quantity involved;
- (3) the name and address of the manufacturer; and
- (4) the country of origin of the merchandise if known.

(c) *Form of notice.* * * *

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3. It is proposed to amend § 133.23a by adding a new paragraph (c); redesignating current paragraph (c) as paragraph (d); and revising the section heading of and removing the first sentence in newly designated paragraph (d). The addition and revision to read as follows:

§ 133.23a Articles bearing counterfeit trademarks.

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(c) *Notice to trademark owner.* When merchandise is seized, Customs officers shall disclose to the owner of the trademark that merchandise has been seized and provide the following information regarding the seized merchandise within thirty days, excluding weekends and holidays, of the date of seizure:

- (1) a sample of the item bearing the counterfeit mark;
- (2) the quantity involved;
- (3) the name and address of the manufacturer;
- (4) the country of origin of the merchandise if known;
- (5) the name and address of the exporter; and

(6) the name and address of the importer.

(d) *Failure to make appropriate disposition.* * * *

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4. It is proposed to amend § 133.42 by adding a new paragraph (d); and by redesignating current paragraph (d) as new paragraph (e). The revision to read as follows:

§ 133.42 Infringing copies or phonorecords.

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(d) *Disclosure.* When merchandise is seized under this section, Customs officers shall disclose to the owner of the copyright that merchandise has been seized and provide the following information within thirty days, excluding weekends and holidays, of the date of seizure:

- (1) a sample of the piratical copy;
- (2) the quantity involved;
- (3) the name and address of the manufacturer;
- (4) the country of origin of the merchandise if known;
- (5) the name and address of the exporter; and
- (6) the name and address of the importer.

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5. It is proposed to amend paragraph (b) of § 133.43 by revising the introductory text of paragraph (b); by adding new subparagraphs (b)(1) through (b)(4); and by redesignating current subparagraphs (b)(1) and (b)(2) as (b)(4)(i) and (b)(4)(ii). The addition and revision to read as follows:

§ 133.43 Procedure on suspicion of infringing copies.

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(b) *Notice to copyright owner.* If the importer of the suspected infringing copies or phonorecords files a denial as provided in paragraph (a) of this section, the district director shall furnish to the copyright owner within thirty days, excluding weekends and holidays, of the receipt of the importer's denial:

- (1) a sample of the suspected piratical item;
- (2) the quantity involved;
- (3) the name and address of the importer; and
- (4) notice that the imported article will be released to the importer unless, within thirty days from the date of the

notice, the copyright owner files with the district director: * * *

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George J. Weise,
Commissioner of Customs.

Approved: June 20, 1995.

John P. Simpson,
Deputy Assistant Secretary of the Treasury.
[FR Doc. 95-17065 Filed 7-13-95; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 52**

[CA 144-5-7100b; FRL-5256-4]

Approval and Promulgation of State Implementation Plans; California State Implementation Plan Revision, South Coast Air Quality Management District and Santa Barbara County Air Pollution Control District

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: EPA is proposing to approve revisions to the California State Implementation Plan (SIP) which concern the control of volatile organic compound (VOC) emissions from marine coating operations, coating of metal parts and products, motor vehicle assembly line coating operations, solvent cleaning operations, architectural coatings, and motor vehicle and mobile equipment coating operations.

The intended effect of proposing approval of these rules is to regulate emissions of VOCs in accordance with the requirements of the Clean Air Act, as amended in 1990 (CAA or the Act). In the Final Rules Section of this **Federal Register**, the EPA is approving the state's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for this approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this action should do so at this time.

DATES: Comments on this proposed rule must be received in writing by August 14, 1995.

ADDRESSES: Written comments on this action should be addressed to: Daniel A. Meer, Rulemaking Section (A-5-3), Air and Toxics Division, U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, San Francisco, CA 94105-3901.

Copies of the rule revisions and EPA's evaluation report of each rule are available for public inspection at EPA's Region 9 office during normal business hours. Copies of the submitted rule revisions are also available for inspection at the following locations:

Rulemaking Section (A-5-3), Air and Toxics Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 95105

Environmental Protection Agency, Air Docket (6102), 401 "M" Street SW., Washington, DC 20460

California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 2020 "L" Street, Sacramento, CA 95812-2815

South Coast Air Quality Management District, 21865 E. Copley Drive, Diamond Bar, CA 91765-4812

Santa Barbara County Air Pollution Control District, 26 Castilian Drive B-23, Goleta, CA 93117.

FOR FURTHER INFORMATION CONTACT: Daniel A. Meer, Chief Rulemaking Section (A-5-3), Air and Toxics Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105, Telephone:(415)744-1185

SUPPLEMENTARY INFORMATION: This document concerns South Coast Air Quality Management District's Rule 1106, Marine Coating Operations, submitted to EPA by the California Air Resources Board on February 24, 1995; Rule 1107, Coating of Metal Parts and Products, Rule 1115, Motor Vehicle Assembly Line Coating Operations, Rule 1171, Solvent Cleaning Operations, submitted to EPA by the California Air Resources Board on June 16, 1995; and Santa Barbara County Air Pollution Control District's Rule 323, Architectural Coatings, submitted by the California Air Resources Board on May 24, 1995; and Santa Barbara County Air Pollution Control District's Rule 339, Motor Vehicle and Mobile Equipment Coating Operations, submitted by the California Air Resources Board on April 13, 1995. For further information please see the information provided in the Direct Final action which is located in the Rules Section of this **Federal Register**.

Authority: 42 U.S.C. 7401-7671q.

Dated: June 27, 1995.

Felicia Marcus,

Regional Administrator.

[FR Doc. 95-17268 Filed 7-13-95; 8:45 am]

BILLING CODE 6560-50-W

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

49 CFR Part 571

[Docket No. 95-28; Notice 2]

RIN 2127-AF73

Lamps, Reflective Devices and Associated Equipment; Advisory Committee Public Meeting

AGENCY: National Highway Traffic Safety Administration (NHTSA); DOT.

ACTION: Notice of establishment of advisory committee for regulatory negotiation and notice of first meeting.

SUMMARY: The National Highway Traffic Safety Administration announces the establishment of a Negotiated Rulemaking Advisory Committee to develop recommended specifications for altering the U.S. lower headlamp beam pattern to be more sharply defined. Such a pattern would facilitate visual aimability of headlamps and might be the basis for a world-wide lower beam pattern. The Committee will develop its recommendations through a negotiation process. The Committee is composed of persons who represent interests that would be affected by the rule such as domestic and foreign manufacturers of motor vehicles, headlamps, headlamp aimers, motor vehicle inspection facilities, consumers, State governments, and the Federal government. This notice also announces the time and place of the first advisory committee meeting.

DATES: The first meeting of the advisory committee will be held at 9:00 a.m. on Tuesday, July 25, 1995 and will continue through Thursday, July 27, 1995.

ADDRESSES: The first meeting of the advisory committee will be held at the Department of Transportation, Room 2230 Nassif Building, 400 Seventh Street, SW, Washington D.C.

FOR FURTHER INFORMATION CONTACT: Jere Medlin, Office of Vehicle Safety Standards, NHTSA (Phone: 202-366-5276; FAX: 202-366-4329). *Mediator:* Lynn Sylvester, Federal Mediation and Conciliation Service (phone: 202-606-9140; FAX: 202-606-3679).

SUPPLEMENTARY INFORMATION:

I. Background

On June 9, 1995, the National Highway Traffic Safety Administration (NHTSA) published a notice of intent to establish an advisory committee (Committee) for regulatory negotiation to develop recommended specifications for altering the U.S. lower beam pattern to be more sharply defined. Such a pattern would facilitate visual aimability of headlamps and might be the basis for a world-wide lower beam pattern (60 FR 30506). The notice requested comment on membership, the interests affected by the rulemaking, the issues the Committee should address, and the procedures it should follow. The notice also announced that NHTSA had procured the services of the Federal Mediation and Conciliation Service to facilitate the negotiations. The reader is referred to the notice of June 9, 1995, for further information on these issues.

NHTSA received nine comments on the notice of intent. None of the comments opposed using regulatory negotiation for this rulemaking; all endorsed the process and seven included requests to serve on the Committee. Based on this response and for the reasons stated in the notice of intent, NHTSA has determined that establishing an advisory committee on this subject is necessary and in the public interest. In accordance with Section 9(c) of the Federal Advisory Committee Act, 5 U.S.C. App. I sec. 9(c), NHTSA prepared a Charter for the establishment of a Negotiated Rulemaking Advisory Committee. On April 17, 1995, the Office of Management and Budget approved the Department's Advisory Committee Plan for FY 1995 which included this advisory committee, and on July 6, 1995, the Secretary approved the Charter, authorizing the Committee to begin negotiating the recommended changes.

II. Membership

In addition to a representative from NHTSA, the Committee will consist of the following members:

American Automobile Manufacturers Association
Association of International Automobile Manufacturers, Inc.
Society of Automotive Engineers, Road Illumination Devices Subcommittee
Hopkins Manufacturing Corporation
Traffic Materials Controls Division, 3M Corporation
Wagner Lighting Division of Cooper Industries
Groupe de Travail Brussels
Liaison Committee for the Manufacturers of Automobile Equipment and Spare Parts